



I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.
BY: Parula Wright DATE: August 27, 2003

PATENT
BOX RCE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of : Group Art Unit: 1623
FitzGerald *et al.* :
:
Appln. No.: 09/870,762 : Examiner: Ralph J. Gitomer
:
Filed: May 31, 2001 : Attorney Docket No.
: 053893-5024
For: METHODS AND COMPOSITIONS FOR :
DETERMINING LIPID PEROXIDATION :
LEVELS IN OXIDANT STRESS :
SYNDROMES AND DISEASES :

RECEIVED
SEP 04 2003
TECH CENTER 1600/2900

PRELIMINARY AMENDMENT

This Preliminary Amendment is being filed simultaneously with a Request for Continued Examination (RCE) pursuant to 37 C.F.R. §1.114, filed in connection with the above-captioned application. This Preliminary Amendment responds to the Office Action mailed September 24, 2002 (Paper No. 9) and the Advisory Action mailed April 4, 2003 (Paper No. 15).

This Preliminary Amendment is being timely filed in view of the Notice of Appeal filed in the above-captioned application dated March 27, 2002, which extends the time for filing a RCE, or otherwise taking action in this application, through and to May 27, 2003, and in further view of a Petition for a Three Month Extension of Time, being filed herewith, which extends the time for filing a RCE, or otherwise taking action in this application, to and through August 27, 2003.

In response to the Office Action mailed September 24, 2002 and the Advisory Action mailed April 4, 2003, kindly reconsider the rejection of claims 1-5 and 8-34 in view of the arguments presented herein.